



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

OCT 05 2016

OFFICE OF  
WATER AND WATERSHEDS

The Honorable Michael Marchand, Chairman  
Confederated Tribes of the Colville Reservation  
P.O. Box 150  
Nespelem, Washington 99155

Dear Chairman Marchand:

The U.S. Environmental Protection Agency (EPA) would like to invite your tribal government to consult with our Agency regarding the issuance of a National Pollutant Discharge Elimination System (NPDES) Permit to the US Fish and Wildlife Service Leavenworth National Fish Hatchery (LNFH), NPDES Permit No WA0001902. This consultation process and related coordination will be conducted in accordance with the *EPA Policy on Consultation and Coordination with Indian Tribes* (<https://www.epa.gov/sites/production/files/2013-08/documents/cons-and-coord-with-indian-tribes-policy.pdf>). As a process, consultation includes several methods of interaction that may occur at different levels.

The LNFH is located at 12790 Fish Hatchery Road, Leavenworth, Washington 98826. The Hatchery is located downstream of the Confederated Tribes of the Colville Reservation; discharging to Icicle Creek, which runs into the Wenatchee River. The EPA is proposing to issue the LNFH NPDES permit with effluent limitations on various pollutants of concern and required monitoring of the effluent and receiving water. We are also requiring the development of a best management practices (BMP) plan, and other aquaculture-specific operating conditions on the LNFH.

We would appreciate a response to this tribal consultation invitation no later than November 1, 2016. In your response, please include a designated tribal official with whom to work on the planning for tribal consultation. If your tribe has a policy regarding consultation with EPA, please include that as well. If your tribe does not wish to request tribal consultation at this time, there will still be opportunities to be involved during the development of this NPDES permit.

Our process requires that we publish a draft permit and fact sheet for public review and comment prior to issuing a final permit. Enclosed please find the current draft permit, and the fact sheet explaining the conditions in the draft permit, for your review prior to the public comment period. Whether or not you would like to consult on the draft permit at this time, we would appreciate receiving any comments the tribe may have by December 2, 2016. You will also have the opportunity to further review and comment on the draft permit during the subsequent public comment period.

The EPA staff contact for this permitting action is Jill Nogi. Jill sent an email to Todd Thorn and Kirk Truscott on July 25, 2016, offering to coordinate with Environmental Program staff prior to

this formal consultation invitation letter being received by the Confederated Tribes of the Colville Reservation. If you or your staff have questions for Jill, you can reach her at 206-553-1841 or [nogi.jill@epa.gov](mailto:nogi.jill@epa.gov).

The enclosed documents are not available to the general public yet. Therefore, please do not release them to external parties until the formal public comment period is in effect. We will notify you when we begin the public comment period for this Permit.

Please do not hesitate to contact me at (206) 553-1855, or Jim Zokan, EPA Region 10 Tribal Coordinator, at (208) 378-5691, if you or your tribal government have any questions or concerns regarding this letter. I look forward to hearing from you on this important matter. I thank you in advance for your interest and participation in the LNFH NPDES Permit issuance process.

Sincerely,



Daniel D. Opalski, Director  
Office of Water and Watersheds

Enclosures

cc: Todd Thorn and Kirk Truscott, Confederated Tribes of the Colville Reservation  
Environmental Program (*via electronic transmission*)  
Jim Zokan, EPA Tribal Coordinator (*via electronic transmission*)